

UNITED STATES DISTRICT COURT  
for the  
Western District of North Carolina

Michael Kernea, Christy Kernea

*Plaintiff*

v.

City of Charlotte, Officer Lee Lowery

*Defendant*

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)  
)  
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)  
)

Civil Action No. 3:22-cv-659

SUMMONS IN A CIVIL ACTION

**TO:** (*Defendant's name and address*)

Officer Lee Lowery  
Charlotte Mecklenburg Police Department  
601 East Trade Street  
Charlotte, North Carolina 28202

**A lawsuit has been filed against you.**

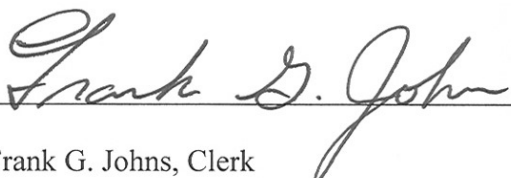
**Within 21 days after service of this summons on you (not counting the day you received it) – or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12(a)(2) or (3) – you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:**

JAMES E. FERGUSON, II  
FERGUSON CHAMBERS & SUMTER, P.A.  
309 EAST MOREHEAD STREET  
SUITE 110  
CHARLOTTE, NORTH CAROLINA 28202  
PHONE: 704-375-8461

**If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.**



Date 12/15/2022

  
Frank G. Johns, Clerk  
United States District Court

Civil Action No. 3:22-cv-659

**PROOF OF SERVICE**

*(This section should not be filed with the court unless required by Fed. R. Civ. P. 4(1))*

This summon for *(name of individual and title, if any)*

was received by me on *(date)* \_\_\_\_\_.

- ☐ I personally served the summons on the defendant at  
*(place)* \_\_\_\_\_  
on *(date)* \_\_\_\_\_; or
- ☐ I left the summons at the individual's residence or usual place of abode with *(name)* \_\_\_\_\_, a person of suitable age and discretion who resides there, on *(date)* \_\_\_\_\_, and mailed a copy to the individual's last known address; or
- ☐ I served the summons on *(name of individual)* \_\_\_\_\_, who is designated by law to accept service of process on behalf of *(name of organization)* \_\_\_\_\_ on *(date)* \_\_\_\_\_; or
- ☐ I returned the summons unexecuted because \_\_\_\_\_; or
- ☐ Other *(specify)*: \_\_\_\_\_

My fees are \$ \_\_\_\_\_ for travel and \$ \_\_\_\_\_ for services, for a total of \$ \_\_\_\_\_.

I declare under penalty of perjury that this information is true.

Date: \_\_\_\_\_

\_\_\_\_\_  
Server's signature

\_\_\_\_\_  
Printed name and title

\_\_\_\_\_  
Server's address

Additional information regarding attempted service, etc: